

RECEIVED
CENTRAL FAX CENTER

OCT 13 2005

PTO/SB/97 (09-04)

Approved for use through 07/31/2008. OMB 0651-0091
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

USPTO Fax No.: (571) 273-8300

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on 10/13/05
Date

Jasmetta Hancock
Signature

Jeanette Hancock

Typed or printed name of person signing Certificate

302-992-3225

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

09/833452
AD6728USNA
Amendment (10 pages)

Page 1 of 1

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

OCT. 13. 2005 10:24AM

Rev. 10/93

RECEIVED
CENTRAL FAX CENTER

NO. 1878 P. 2

OCT 13 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

Randall Allen Vogel et al

CASE NO.: AD6728USNA

SERIAL NO.: 09/833452

GROUP ART UNIT: 1773

FILED: April 12, 2001

EXAMINER: Monique R. Jackson

FOR: Multilayer, Co-Extruded, Ionomeric Decorative Surfacing

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action mailed 09/22/2005, applicants submit amended claims beginning at page 2 and a remarks section beginning at page 9.

Claim 1 was amended to include a first co-extruded polymeric layer consisting essentially of ionomer, or an ionomer and an additive, and a second co-extruded polymeric layer comprising only *one* polymer and optionally an additive. The amended claim 1 reciting optional additive is originally intended by the applicants, as the examiner noted before.

The second co-extruded layer, though employing "comprising" transitional phrase, is limited to only *one* polymer, as previously intended when "consisting of" is recited. The one polymer is further limited to either ionomer or ionomer-polyamide blend using "consisting of".

The additive recitation is disclosed in the specification on, for example, pages 16 (lines 25-30), page 17 (line 26) to page 19 (line 22), page 24 (lines 1-8), and page 31 (lines 8) to page 33 (line 16).

Claim 1 is also amended to recite the first co-extruded polymeric layer being surface layer. The amendment re-introduces the limitation deleted in previous amendment and, therefore, does not introduce new matter.